

FINAL APPROVED

**VIRGINIA BOARD OF MEDICINE
SPECIAL CONFERENCE COMMITTEE MINUTES**

Thursday, May 24, 2007	Holiday Inn Select	Roanoke, Virginia
CALL TO ORDER:	A Special Conference Committee of the Board was called to order at 9:28 a.m.	
MEMBERS PRESENT:	Malcolm L. Cothran, Jr., M.D., Chair Valerie Hoffman, D.C. Gen. Clara Adams-Ender, R.N.	
STAFF PRESENT:	Barbara J. Matusiak, M.D., Medical Review Coordinator Renee S. Dixon, Discipline Case Manager Virginia Scher, Adjudication Specialist	
MATTER SCHEDULED:	Kenneth W. Gray, M.D. License No.: 0101-036314 Case Nos.: 104121 & 101675	
DISCUSSION:	Dr. Gray appeared before the Committee in person in accordance with a Notice of the Board dated April 9, 2007. Dr. Gray was represented by Walter H. Peake, III, Esquire. The Committee fully discussed the allegations in the Notice with Dr. Gray.	
CLOSED SESSION:	Upon a motion by Gen. Adams-Ender, and duly seconded by Dr. Hoffman, the Committee voted to convene a closed meeting pursuant to §2.2-3711.A(28) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Dr. Gray. Additionally, she moved that Dr. Matusiak and Ms. Dixon attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations.	
RECONVENE:	Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee re-convened in open session and announced its decision.	
DECISION:	Upon a motion by Dr. Hoffman, and duly seconded by General Adams-Ender, the Committee made certain Findings of Fact and Conclusions of Law and voted to issue Dr. Gray a reprimand and impose a monetary penalty in the amount of Ten Thousand Dollars (\$10,000.00).	

VOTE: The vote was unanimous.

ADJOURNMENT: The Committee adjourned at 11:50 a.m.

As provided by law this decision shall become a Final Order thirty (30) days after service of such Order on Dr. Gray, unless a written request to the Board for a formal hearing on the allegations made against him is received from Dr. Gray, within such time. If service of the Order is made by mail three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of the Special Conference Committee shall be vacated.

/s/ _____
Malcolm L. Cothran, Jr., M.D., Chair

/s/ _____
William L. Harp, M.D., Executive Director

6/21/2007
Date

7/25/2007
Date

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CALL TO ORDER: A Special Conference Committee of the Board was called to order at 11:55 a.m.

MEMBERS PRESENT: Valerie Hoffman, D.C., Chair
Malcolm L. Cothran, Jr., M.D.
Gen. Clara Adams-Ender, R.N.

STAFF PRESENT: Barbara J. Matusiak, M.D., Medical Review Coordinator
Renee S. Dixon, Discipline Case Manager
Virginia Scher, Adjudication Specialist

MATTER SCHEDULED: **Stefan Semchyshyn, M.D.** **License No.: 0101-054139**
Case No.: 99273

DISCUSSION: Dr. Semchyshyn appeared before the Committee in person in accordance with a Notice of the Board dated April 9, 2007. Dr. Semchyshyn was not represented by counsel. The Committee fully discussed the allegations in the Notice with Dr. Semchyshyn.

CLOSED SESSION: Upon a motion by Dr. Cothran, and duly seconded by Gen. Adams-Ender, the Committee voted to convene a closed meeting pursuant to §2.2-3711.A(28) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Dr. Semchyshyn. Additionally, he moved that Dr. Matusiak and Ms. Dixon attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations.

RECONVENE: Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee re-convened in open session and announced its decision.

DECISION: Upon a motion by Dr. Cothran, and duly seconded by Gen. Adams-Ender, the Committee made certain Findings of Fact and Conclusions of Law and voted to issue Dr. Semchyshyn a reprimand.

VOTE: The vote was unanimous.

ADJOURNMENT: The Committee adjourned at 1:40 p.m.

As provided by law this decision shall become a Final Order thirty (30) days after service of such Order on Dr. Semchyshyn, unless a written request to the Board for a formal hearing on the allegations made against him is received from Dr. Semchyshyn, within such time. If service of the Order is made by mail three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of the Special Conference Committee shall be vacated.

/s/ _____
Valerie Hoffman, D.C., Chair

/s/ _____
William L. Harp, M.D., Executive Director

6/21/2007
Date

7/25/2007
Date

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CALL TO ORDER: A Special Conference Committee of the Board was called to order at 2:05 p.m.

MEMBERS PRESENT: Malcolm L. Cothran, Jr., M.D., Chair
Valerie Hoffman, D.C.
Gen. Clara Adams-Ender, R.N.

STAFF PRESENT: Barbara J. Matusiak, M.D., Medical Review Coordinator
Renee S. Dixon, Discipline Case Manager
Virginia Scher, Adjudication Specialist

OTHERS PRESENT: Mike Ogdome
Joy Pruitt
Scott Mandeville, L.C.S.W.

MATTER SCHEDULED: A. Arthur Steele, M.D. License No.: 0101-045662
Case Nos.: 107253, 107376

DISCUSSION: Dr. Steele appeared before the Committee in person in accordance with a Notice of the Board dated April 9, 2007. Dr. Steele was represented by William H. Archambault, Esquire. The Committee fully discussed the allegations in the Notice with Dr. Steele.

CLOSED SESSION: Upon a motion by Dr. Hoffman, and duly seconded by General Adams-Ender, the Committee voted to convene a closed meeting pursuant to §2.2-3711.A(15) of the Code of Virginia, for the purpose of consideration and discussion of medical and mental health records of Dr. Steele. Additionally, she moved that Dr. Matusiak, Ms. Dixon, Ms. Scher and counsel for Dr. Steele attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its discussion.

RECONVENE: Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee re-convened in open session and continued its discussion with Dr. Steele regarding the allegations.

CLOSED SESSION: Upon a motion by Dr. Hoffman, and duly seconded by General Adams-Ender, the Committee voted to convene a closed meeting pursuant to §2.2-3711.A(28) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Dr. Steele. Additionally, she moved that Dr. Matusiak and Ms. Dixon attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations.

RECONVENE: Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee re-convened in open session and announced its decision.

DECISION: Upon a motion by Dr. Hoffman, and duly seconded by General Adams-Ender, the Committee made certain Findings of Fact and Conclusions of Law and voted to place the license of Dr. Steele on indefinite probation and subject to certain terms and conditions.

VOTE: The vote was unanimous.

ADJOURNMENT: The Committee adjourned at 5:05 p.m.

As provided by law this decision shall become a Final Order thirty (30) days after service of such Order on Dr. Steele, unless a written request to the Board for a formal hearing on the allegations made against him is received from Dr. Steele, within such time. If service of the Order is made by mail three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of the Special Conference Committee shall be vacated.

/s/ _____
Malcolm L. Cothran, Jr., M.D., Chair

/s/ _____
William L. Harp, M.D., Executive Director

6/21/2007
Date

7/25/2007
Date

CALL TO ORDER:

A Special Conference Committee of the Board was called to order at 5:10 p.m.

MEMBERS PRESENT:

Malcolm L. Cothran, Jr., M.D., Chair
Valerie Hoffman, D.C.
Gen. Clara Adams-Ender, R.N.

STAFF PRESENT:

Barbara J. Matusiak, M.D., Medical Review Coordinator
Renee S. Dixon, Discipline Case Manager
Virginia Scher, Adjudication Specialist

MATTER SCHEDULED:

Narcisa C. Cinco, M.D. License No.: 0101-055900
Case No.: 105243

Dr. Cinco appeared before the Committee in person in accordance with a Notice of the Board dated April 23, 2007. Dr. Cinco was represented by William Cleaveland, Esquire.

PRELIMINARY MATTER:

The parties presented a Consent Order to the Committee in lieu of proceeding with the informal conference. The Committee received oral argument from the parties in support of the settlement offer.

CLOSED SESSION:

Upon a motion by Dr. Hoffman, and duly seconded by General Adams-Ender, the Committee voted to convene a closed meeting pursuant to §2.2-3711.A(28) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Dr. Cinco. Additionally, she moved that Dr. Matusiak and Ms. Dixon attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations.

RECONVENE:

Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee re-convened in open session and announced its decision.

DECISION:

Upon a motion by Dr. Hoffman, and duly seconded by General Adams-Ender, the Committee voted to reject the Consent Order as presented.

Further, it was moved that the informal conference should be continued for not more than 120 days in order to allow the parties additional time for additional investigative effort and the Commonwealth reserved the right to amend the current Notice of Informal Conference.

VOTE:

The vote was unanimous.

ADJOURNMENT:

The Committee adjourned at 5:42 p.m.

The informal conference will be rescheduled for a future date for a final determination.

/s/ _____
Malcolm L. Cothran, Jr., M.D., Chair

/s/ _____
William L. Harp, M.D., Executive Director

6/21/2007
Date

7/25/2007
Date